

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD  
(Special Original Jurisdiction)

MONDAY, THE TWENTY NINETH DAY OF OCTOBER  
TWO THOUSAND AND SEVEN

PRESENT  
**THE HON'BLE MR JUSTICE P.S.NARAYANA**

**WRIT PETITION No.9721 of 2007**

Between:  
Magam Seenamma

**..... PETITIONER**

AND  
The Government of A.P.  
Rep.by the Secretary (Project Wing)  
Irrigation and Command Area Development,  
Secretariat, Hyderabad and 2 others

**.....RESPONDENTS**

**WRIT PETITION No.9758 of 2007**

Between:  
Racharla Durga Bhavani

**..... PETITIONER**

AND  
The Government of A.P.  
Rep.by the Secretary (Project Wing)  
Irrigation and Command Area Development,  
Secretariat, Hyderabad and 2 others

**.....RESPONDENTS**

**WRIT PETITION No.9759 of 2007**

Between:  
Kaya Kakula Venkata Ratnam

**..... PETITIONER**

AND

The Government of A.P.  
Rep.by the Secretary (Project Wing)  
Irrigation and Command Area Development,  
Secretariat, Hyderabad and 2 others

.....RESPONDENTS

**WRIT PETITION No.9765 of 2007**

Between:  
Kancharagunta Sujatha

..... PETITIONER

AND  
The Government of A.P.  
Rep.by the Secretary (Project Wing)  
Irrigation and Command Area Development,  
Secretariat, Hyderabad and 2 others

.....RESPONDENTS

**WRIT PETITION No.9792 of 2007**

Between:  
Ravulapalli Koteswaramma

..... PETITIONER

AND  
The Government of A.P.  
Rep.by the Secretary (Project Wing)  
Irrigation and Command Area Development,  
Secretariat, Hyderabad and 2 others

.....RESPONDENTS

**THE HON'BLE SRI JUSTICE P.S.NARAYANA**

**WRIT PETITION Nos.9721, 9758, 9759, 9765 and 9792  
of 2007**

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**COMMON ORDER:**

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Heard the learned counsel on either side.

These writ petitions are filed by different writ petitioners, praying for issuance of a writ or order, declaring the action of the respondents in taking steps for forming canal in the respective extents of lands of the petitioners, situated at Veluguvari Palem village, Talluru Mandal, Prakasam District as illegal and arbitrary, and consequently direct the respondents to refrain themselves from taking the lands of the petitioners without following the due process of law and to pass suitable orders.

Several facts had been narrated in the respective affidavits filed by the petitioners in support of the writ petitions. Equally, counter affidavits were filed denying certain averments. But, specific stand had been taken by the respondents that the payment of compensation for the land is not within the purview of the 2<sup>nd</sup> respondent, but the value of compensation for DK lands had already determined by the Revenue Divisional Officer, Kandukur. The other components of the Project are in progress and it is proposed to be completed by August, 2007 so as to release water for ensuing Kharif season. Unless the leading

channel is completed, it is not feasible to feed water to the balancing reservoir. Now the work is under progress. Further specific stand had been taken that the compensation payable to DK lands, as determined by the Revenue Divisional Officer, Kandukur, is also deposited on 11.05.2007.

It is also brought to the notice of this Court that in the present writ petitions this Court observed that it shall be open to the petitioners to approach the Revenue Divisional Officer, who, in turn, shall take necessary steps within 15 days from the date of receipt of representations from the petitioners. It shall also be open to the respondents to proceed with the excavation of the canal, which, however, shall be subject to the further orders, that may be passed in these petitions.

It is stated that representations were made, but the Revenue Divisional Officer, Kandukur till today had not paid the compensation.

In the light of the specific stand taken by the 2<sup>nd</sup> respondent that compensation has already been determined and deposited on 11.05.2007, the Revenue Divisional Officer, Kandukur is directed to disburse the said amounts in favour of the writ petitioners, in accordance with law, within a period of four weeks, from the date of receipt of a copy of this order.

With the above directions, these writ petitions are disposed of.  
No costs.

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**P.S.NARAYANA,J**

Dated:29.10.2007

Dsr

**Note:**

Issue copy in three days

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